

FORM SUMMARY

Name of Form:	Petition for Judgment Against Juvenile/Parent for Unpaid Forfeiture
Form Number:	JD-1760
Statutory Reference:	§895.035(2m)(b), Wisconsin Statutes
Benchbook Reference:	JD 9-48
Purpose of Form:	To request that an unpaid forfeiture be converted into a money judgment. Used to a representative of the public interest, the supervising agency, or the law enforcement agency which issued a citation to a juvenile.
Who Completes It:	The party seeking to convert the forfeiture into a money judgment.
Distribution of Form:	Original is filed with the court; copies provided to the juvenile/juvenile's parents.
Accompanying Forms:	Generally none.
New Form/Modification:	Modification, last update 7/96.
Modifications:	<p>Added a statement on the bottom indicating that the form shall not be modified. In #3, added 2 checkbox choices to indicate, if applicable, that the custodial parent has failed to pay the forfeiture or it appears likely that the custodial parent will not pay the forfeiture.</p> <p>Previous modification: Since the court can also order the custodial parent of a juvenile to pay the forfeiture involving the juvenile's acts, various sections of the form have been updated to include custodial parent information.</p>
Comments:	<p>Unpaid forfeitures can be converted into a money judgment against the juvenile or the custodial parent of the juvenile.</p> <p>The petition can be filed by a representative of the public interest, the agency supervising the juvenile, or a representative of the law enforcement agency that issued the citation.</p> <p>The court is required to hold a hearing on the matter.</p> <p>The petition can be filed if:</p>

- the juvenile fails to pay the forfeiture; or
- it appears likely that the juvenile will not pay the forfeiture as ordered or agreed to.

Presumably a petition could be filed immediately after disposition if the petitioner believes there is proof that it appears likely that the juvenile will not pay the forfeiture.

There are no forfeitures against a child in chapter 48 CHIPS matters. Therefore, even though §895.035(2m) refers to "child" (which usually denotes a ch. 48 matter), RMC determined that the proper term for use in the form is "juvenile."

About this form:

This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.